

ΤX	TXU	PA	PAU	VA	VAU	SR	SRU	RE
FFE	CTIVE	DATE	OF SUF	PPLEN	MENTA	RY RE	GISTRA	ATION

	Month Day Year
DO NOT WRITE ABOVE THIS LINE. IF YOU NEED	MORE SPACE, USE A SEPARATE CONTINUATION SHEET.
Title of Work ▼ Pattern # 1717	
Registration Number of the Basic Registration ▼ VA 923-088	Year of Basic Registration ▼ 1998
Name(s) of Author(s) ▼ Malibu Textiles, Inc.	Name(s) of Copyright Claimant(s) ▼ Malibu Textiles, Inc.
Line Number 2a Line Hea	asic Registration ▼ Adding or Description Name of Author/Work for Hire Designation
Incorrect Information as It Appears in Basic Registr	ration ▼
Name of Author - Malibu Textiles, Inc.	
Corrected Information ▼	
Name of Author - Jolanda Kramm, Domici	iled in Brazil
Explanation of Correction ▼	
(see Part D, infra.)	
Location and Nature of Information in Basic Regist	ration to be Amplified ▼
Line Number 4 Line Hea	ading or Description Derivative Work or Compliation
Amplified Information and Explanation of Informa	tion ▼

4. Transfer

Jolanda Kramm assigned all ownership rights, including copyright, to Copyright Claimant Malibu Textiles, Inc. upon Malibu Textiles, Inc.'s acceptance of the design.

EXPLANATION - As the non-lawyer Copyright Claimant misunderstood the meaning of "work for hire", it believed it was the author for purposes of the copyright application.

Case 1:07-cv-04780-SAS-HBP	Document 36-4	FORM CA RECEIVED	FORM CA
		FUNDS RECEIVED DATE	
		EXAMINED BY	FOR
		CORRESPONDENCE 🗆	COPYRIGHT OFFICE USE
		REFERENCE TO THIS REGISTRATION ADDED TO BASIC REGISTRATION Q YES Q NO	ONLY
DO NOT WRITE ABOVE THIS LINE. IF YOU NEED MORE	SPACE, USE A SEPARAT	E CONTINUATION SHEET.	
Continuation of: □ Part B or □ Part C PART B			
2a Name of Author/Work for Hire Designation			
Incorrect Information - "Yes" checked for question	on "Was this contribut	ion to the work a 'work made for hire?'"	
Corrected Information - The response to the que	estion is "No."		
EXPLANATION OF CORRECTIONS - The non- the term "work for hire" as it is defined and interp Distributors Association, Inc., prepare and file th created for hire, it believed it was the author.	preted under the Copy	right Act when it had its agent, Textile	
Correspondence: Give name and address to which correspon	idence about this applicatio	on should be sent.	
Nancy E. Wolff, Esq. Cowan, DeBaets, Abrahams & Sheppard LLP 41 Madison Avenue, 34th Floor, New York, New	v York 10010		
Phone (212) 974-7474 Fax (212	2) 974-8474	Email nwolff@cdas.com	
Name DeBack Ab	Deposit Account established rahams + Sh	- Z1	unt.
Account Number <u>DA 0850.57</u>			
Certification* I, the undersigned, hereby certify that I am the lauthor □owner of exclusions of the copyright claimant ☑duly authorized	sive right(s) d agent ofMalibu Tex	tiles, Inc. or other copyright claimant, or owner of exclusive right(s) A	

of the work identified in this application and that the statements made by me in this application are correct to the best of my knowledge.

Typed or printed name \

Nancy E. Wolff

Handwritten signature (X)

Certificate will be mailed in window envelope to this address:

Nancy E. Wolff, Esq. c/o Cowan, DeBaets, Abrahams & Sheppard LLP

nancy & Holff

Number/Street/Apt ▼

41 Madison Avenue, 34th Floor

City/State/ZIP ▼

New York, New York 10010

MAIL TO:

Library of Congress
Copyright Office
101 Independence Avenue SE
Washington, DC 20559-6000

*17 USC §506(e): Any person who knowingly makes a false representation of a material fact in the application for copyright registration provided for by section 409, or in any written statement filed in connection with the application, shall be fined not more than \$2,500.

ΤX	TXU	PA	PAU	VA	VAU	SR	SRU	RE	
FFE	TX TXU PA PAU VA VAU SR SRU RE FECTIVE DATE OF SUPPLEMENTARY REGISTRATION								

	Month Day Year
DO NOT WRITE ABOVE THIS LINE. IF YOU NEED MORE SP Title of Work ▼ Pattern # 1967	PACE, USE A SEPARATE CONTINUATION SHEET.
Registration Number of the Basic Registration ▼ VA 1-159-155	Year of Basic Registration ▼ 2002
Name(s) of Author(s) ▼ Malibu Textiles, Inc.	Name(s) of Copyright Claimant(s) ▼ Malibu Textiles, Inc.
Line Number 2a Line Heading or De	Nome of Author/Morle for Line Destance
Incorrect Information as It Appears in Basic Registration ▼ "Yes" checked for question "Was this contribution t	to the work a 'work made for hire?'"
Corrected Information ▼	
The response to the question is "No."	
Explanation of Correction ▼	
See Part D, infra.	
Location and Nature of Information in Basic Registration to be	e Amplified ▼
Line Number 6a, 6b Line Heading or Dec	escription Derivative Work or Compliation
Amplified Information and Explanation of Information ▼	
Identify any preexisting work or works that this	is work is based on or incorporates.

6b. A brief, general statement of the material that has been added to this work and in which copyright is claimed.

The lace design has been altered to fill in a floral design element.

VA 923-088 (Title - Pattern # 1717, Registration Date - October 20, 1998)

EXPLANATION - The non-lawyer Copyright Claimant did not know that it needed to identify the prior design from which the lace design that is the subject of this registration is derived.

	Case 1:07-cv-04780-SAS-HBP	Document 36-	1 Eilerd-O<i>4/4</i>	7/2008 Page 4-of-10	
	Cuse 1.07 OV 04700 CAC TIBI	Doddinent oo	FORM CA RECEIVE	D	FORM CA
			ELINDO DECENTED.	DATE	
	•		FUNDS RECEIVED I	JAIL	•
			EXAMINED BY	· · · · · · · · · · · · · · · · · · ·	FOR
			CORRESPONDENC	EQ	COPYRIGHT OFFICE USE
			REFERENCE TO TH BASIC REGISTRATI	IIS REGISTRATION ADDED TO ON JYES JNO	ONLY
DO NOT V	VRITE ABOVE THIS LINE. IF YOU NEED MORE S	SPACE, USE A SEPARA	TE CONTINUATION S	HEET.	
Continuat	tion of: 🗆 Part B or 🗀 Part C				
PART	3 (con't)				
2a Nar	me of Author/Work for Hire Designation				
as it is Associa	NATION - The non-lawyer Copyright Clai defined and interpreted under the Copyrigation, Inc., prepare and file the application yed it was the author.	ght Act when it had i	ts authorized agen	t, the Textile Distributors	
Nancy Cowar	ndence: Give name and address to which correspon E. Wolff, Esq. n, DeBaets, Abrahams & Sheppard LLP dison Avenue, 34th Floor, New York, New		ion should be sent.		
Phone (212 ₎ 974-7474 Fax (212	2 ₎ 974-8474	Email_ nw	olff@cdas.com	
Deposit A Name	Account: If the registration fee is to be charged to a DEBacts Abrah Sumber DA 085057	. ()	ed in the Copyright Off	ice, give name and number of Acco	unt.
Certificati	on* I, the undersigned, hereby certify that I am the □author □owner of exclusion □other copyright claimant □duly authorized	sive right(s) d agent of Malibu Te	extiles, Inc.	nant, or owner of exclusive right(s)	
	of the work identified in this application and tha				
Typed or	printed name ▼ Nancy E. Wolff			Date 4. 16. 08	
Handwrit Certificat will be mailed in	ten signature (X) ▼ Marcy E · H Name ▼ Nancy E. Wolff, Esq. c/o Cowan, De	Baets, Abrahams &	Sheppard LLP	YOU MUST: Complete all necessary spaces Sign your application in Space F SEND ALL ELEMENTS IN THE SAME PACKAGE	

*17 USC §506(e): Any person who knowingly makes a false representation of a material fact in the application for copyright registration provided for by section 409, or in any written statement filed in connection with the application, shall be fined not more than \$2,500.

Application form
 Nonrefundable filing fee in check or money order payable to Register of Copyrights
 MAIL TO:

Library of Congress Copyright Office 101 Independence Avenue SE Washington, DC 20559-6000

41 Madison Avenue, 34th Floor

New York, New York 10010

Number/Street/Apt ▼

City/State/ZIP ▼

window

to this address:

envelope



TX	TXU	PA	PAU	VA	VAU	SR	SRU	RE
FFECTIVE DATE OF SUPPLEMENTARY REGISTRATION								
Mont	th D	av)	Year					

		Month Day Year
DO NOT WRITE ABOVE THIS LINE. IF	YOU NEED MORE SPACE, USE A	SEPARATE CONTINUATION SHEET.
Title of Work ▼ 2351		
Registration Number of the Basic Regist VA 1-373-475		Year of Basic Registration ♥ 2006
Name(s) of Author(s) ▼ Malibu Textiles, Inc.	N	Name(s) of Copyright Claimant(s) ▼ Malibu Textiles, Inc.
Location and Nature of Incorrect Information Number 2a	-	me of Author/Work for Hire Designation
Incorrect Information as It Appears in Ba		
Name of Author - Malibu Textiles	, Inc.	
Corrected Information ▼		
Metritek, LLLP f/k/a Metritek, Ltd.		
Explanation of Correction ▼		
(see Part D, infra)		
Location and Nature of Information in Ba	usic Registration to be Amplified V	,
Line Number 4	Line Heading or DescriptionTra	

Amplified Information and Explanation of Information ▼

4. Transfer

Metritek, LLLP assigned all ownership rights, including copyright, to Copyright Claimant Malibu Textiles, Inc. upon Malibu Textiles, Inc.'s acceptance of the lace design.

EXPLANATION - As the non-lawyer Copyright Claimant misunderstood the meaning of "work for hire", it believed it was the author for purposes of the copyright application.

Case 1:07-cv-04780-SAS-HBP	Document 36-4		· ,
Cuse 1.07 0V 047 00 0/10 11D1	Boodment oo 4	FORM CA RECEIVED	FORM CA
		FUNDS RECEIVED DATE	
		EXAMINED BY	FOR COPYRIGHT
		CORRESPONDENCE D	OFFICE USE
		REFERENCE TO THIS REGISTRATION ADDED TO BASIC REGISTRATION JYES JNO	ONLY
OO NOT WRITE ABOVE THIS LINE. IF YOU NEED MORE S	PACE, USE A SEPARAT	E CONTINUATION SHEET.	
Continuation of: Deart Bor Deart C			
PART B (con't)			
2a Name of Author/Work for Hire Designation			
Incorrect Information - "Yes" checked for question	n "Was this contribut	ion to the work a 'work made for hire?"	
Corrected Information - The response to the que	stion is "No."		
EXPLANATION OF CORRECTIONS - The non-lithe term "work for hire" as it is defined and interpapplication. As the Copyright Claimant believed	reted under the Copy	yright Act when it prepared and filed the	
Correspondence: Give name and address to which correspond	dence about this application	on should be sent.	
Nancy E. Wolff, Esq. Cowan, DeBaets, Abrahams & Sheppard LLP 41 Madison Avenue, 34th Floor, New York, New	y York 10010		

Correspo Nancy Cowa 41 Madison Avenue, 34th Floor, Email nwolff@cdas.com Fax (212) 974-8474 Phone (212) 974-7474 DA085057 Certification* I, the undersigned, hereby certify that I am the: (Check only one) □ owner of exclusive right(s)

Malibu Textiles, Inc. author other copyright claimant duly authorized agent of _ Name of author or other copyright claimant, or owner of exclusive right(s) of the work identified in this application and that the statements made by me in this application are correct to the best of my knowledge. Typed or printed name Nancy E. Wolff Handwritten signature (X) ▼ Nancy & Holff Certificate will be Nancy E. Wolff, Esq. c/o Cowan, DeBaets, Abrahams & Sheppard LLP mailed in window Number/Street/Apt ▼ envelope

*17 USC §506(e): Any person who knowingly makes a false representation of a material fact in the application for copyright registration provided for by section 409, or in any written statement filed in connection with the application, shall be fined not more than \$2,500.

City/State/ZIP ▼

41 Madison Avenue, 34th Floor

New York, New York 10010

DO NOT Continua PART

to this address:

TX.	TXU	PA	PAU	VA	VAU	SR	SRU	RE
	_							
FFECTIVE DATE OF SUPPLEMENTARY REGISTRATION								

	Month Day Year
DO NOT WRITE ABOVE THIS LINE. IF YOU NEED MORE S Title of Work ▼ 1307	PACE, USE A SEPARATE CONTINUATION SHEET.
Registration Number of the Basic Registration ▼ VA 640-234	Year of Basic Registration ▼ 1994
Name(s) of Author(s) ▼ Malibu Textiles, Inc.	Name(s) of Copyright Claimant(s) ▼ Malibu Textiles, Inc.
Line Number 2a Line Heading or D	tration ▼ Description Name of Author/Work for Hire designation
Incorrect Information as It Appears in Basic Registration ▼	
Name of Author - Malibu Textiles, Inc.	
Corrected Information ▼	
Metritek, Ltd. n/k/a Metritek, LLLP	
Explanation of Correction ▼	
(see Part D, infra)	
Location and Nature of Information in Basic Registration to b	oe Amplified ▼
4	escription Transfer
Amplified Information and Explanation of Information ▼	

4. Transfer

Metritek, Ltd. n/k/a Metritek, LLLP assigned all ownership rights, including copyright, to Copyright Claimant Malibu Textiles, Inc. upon Malibu Textiles, Inc.'s acceptance of the design.

EXPLANATION - As the non-lawyer Copyright Claimant misunderstood the meaning of "work for hire", it believed it was the author for purposes of the copyright application.

			FUNDS RECEIVED [DATE		
			57/4417/50 57/			
			EXAMINED BY		FOR COPYRIGHT	
			CORRESPONDENC	ΕÜ	OFFICE USE	
			REFERENCE TO THE BASIC REGISTRATION	IS REGISTRATION ADDED TO ON DYES DINO	ONLY	
DO NOT WR	ITE ABOVE THIS LINE. IF	YOU NEED MORE SPACE, USE A SEPA	RATE CONTINUATION S	HEET.		
Continuation	of: Part B or Part C					
PART B (con't)					
2a Name	of Author/Work for H	ire Designation				
Incorrect	Information - "Yes" ch	necked for question "Was this contr	ibution to the work a '	work made for hire?"		
Corrected	I Information - The res	sponse to the question is "No."				
the term "	work for hire" as it is	FIONS - The non-lawyer Copyright defined and interpreted under the Claimant believed the work was cre	Copyright Act when it	prepared and filed the		
Nancy E. Cowan, I 41 Madis	Wolff, Esq. DeBaets, Abrahams & on Avenue, 34th Floo	or, New York, New York 10010		vel#@edee.com		
•	2 ₎ 974-7474	Fax (212) 974-8474		olff@cdas.com		
Name	Cowan DeB	is to be charged to a Deposit Account estab acts Abrahams + Shep 057	lished in the Copyright Off	ice, give name and number of Acc	ount.	
		y certify that I am the: (Check only one)				
Certification	□author	nt Ziduly authorized agent of Malibu	Textiles, Inc.	mant, or owner of exclusive right(s)		
	of the work identified in t	his application and that the statements made				
Typed or pri	nted name ▼ Nancy E.			Date ▼ 4-/6:28		
Handwritter	n signature (X) \\ \mathreal{Nav}	rcy EShelf		• • •		
Certificate will be mailed in	Name ▼	eq. c/o Cowan, DeBaets, Abrahams	s & Sheppard LLP	YOU MUST: Complete all necessary spaces Sign your application in Space F SEND ALL ELEMENTS IN THE SAME PACKAGE	- !	
window envelope to this	Number/Street/Apt ▼ 41 Madison Avenu	e, 34th Floor		Application form Nonrefundable filing fee in check or money order payable to Register of Copyrights		
address:	City/State/ZIP ▼ New York, New Yo			MAIL TO: Library of Congress Copyright Office 101 Independence Avenue SE		

Document 36-4

FORM CA RECEIVED

FORM CA

Case 1:07-cv-04780-SAS-HBP

^{*17} USC §506(e): Any person who knowingly makes a false representation of a material fact in the application for copyright registration provided for by section 409, or in any written statement filed in connection with the application, shall be fined not more than \$2,500.



		_						
TX	TXU	PA	PAU	VΑ	VAU	SR	SRU	RE
EFFECTIVE DATE OF SUPPLEMENTARY REGISTRATION								

50 NG		Month Day Year			
Title of Work ▼ 2433	E. IF YOU NEED MORE SPACE, USI	E A SEPARATE CONTINUATION SHEET.			
Registration Number of the Basic VA 1-373-476	Registration ▼	Year of Basic Registration ▼ 2006			
Name(s) of Author(s) ▼ Malibu Textiles, Inc.		Name(s) of Copyright Claimant(s) ▼ Malibu Textiles, Inc.			
Location and Nature of Incorrect In		Name of Author/Work for Hire Designation			
Incorrect Information as It Appears					
Name of Author - Malibu Tex	ctiles, Inc.				
Corrected Information ▼					
Metritek, LLLP f/k/a Metritek	, Ltd.				
Explanation of Correction ▼					
(see Part D, infra)					
	in Basic Registration to be Amplifie	d▼			
Line Number 4, 6a, 6b	hber 4, 6a, 6b Line Heading or Description Transfer/Derivative Work or Compliation				
Amplified Information and Explana	tion of Information ▼				

4. Transfer

Metritek, LLLP assigned all ownership rights, including copyright, to Copyright Claimant Malibu Textiles, Inc. upon Malibu Textiles, Inc.'s acceptance of the lace design.

EXPLANATION - As the non-lawyer Copyright Claimant misunderstood the meaning of "work for hire", it believed it was the author for purposes of the copyright application.

6a. Identify any preexisting work or works that this work is based on or incorporates.

VA 640-234 (Title - 1307, Registration Date - November 25, 1994)

6b. A brief, general statement of the material that has been added to this work and in which copyright is claimed.

The lace design has been altered to change the gauge (size) of the design elements.

EXPLANATION - The non-lawyer Copyright Claimant did not know that it needed to identify the prior design from which the lace design that is the subject of this registration is derived.

REFERENCE TO THIS REGISTRATION ADDED TO

BASIC REGISTRATION TYES THO

DO NOT WRITE ABOVE THIS LINE. IF YOU NEED MORE SPACE, USE A SEPARATE CONTINUATION SHEET.

Continuation of: ☐ Part B or ☐ Part C

PART B (con't)

2a Name of Author/Work for Hire Designation

Incorrect Information - "Yes" checked for question "Was this contribution to the work a 'work made for hire?"

Corrected Information - The response to the question is "No."

EXPLANATION OF CORRECTIONS - The non-lawyer Copyright Claimant Malibu Textiles, Inc. did not understand the term "work for hire" as it is defined and interpreted under the Copyright Act when it prepared and filed the application. As the Copyright Claimant believed the work was created for hire, it believed it was the author.

Corresponde	nce: Give name and address to which correspondence about this application should be	sent.	
Cowan, D	Wolff, Esq. DeBaets, Abrahams & Sheppard LLP on Avenue, 34th Floor, New York, New York 10010		
Phone (2 ₎ 974-7474 Fax (212 ₎ 974-8474	Email nwolff@cdas.com	
Deposit Acco	ount: If the registration fee is to be charged to a Deposit Account established in the Cop Cowan DeBoets, Abrahams + Sheppand L	yright Office, give name and number of Account.	
Account Nur	nber <u>DA 085057</u>		
Certification	* I, the undersigned, hereby certify that I am the: (Check only one)		
	□ author □ owner of exclusive right(s) □ other copyright claimant □ duly authorized agent of □ Malibu Textiles, Inc.		
	Name of author or other copy of the work identified in this application and that the statements made by me in this app	, 	
Typed or pri	nted name ▼ Nancy E. Wolff	Date ♥ 4./6 · 0 8	
Handwritter	signature (X) many ε Holf	YOU MUST	
Certificate will be mailed in window envelope to this address:	Name ▼ Nancy E. Wolff, Esq. c/o Cowan, DeBaets, Abrahams & Sheppard	Complete all recessary spaces Sign your application in Space F SEND ALL ELEMENTS IN THE SAME PACKAGE:	
	Number/Street/Apt ▼	Application form Nonrefundable filing fee in check or morey order payable to <i>Register of</i>	
	41 Madison Avenue, 34th Floor	Copyrights MAIL TO:	
	City/State/ZIP ▼	MAIL TO: Library of Congress Copyright Office	
	New York, New York 10010	101 Independence Avenue SE	

USE ONLY

¹⁷ USC §506(e): Any person who knowingly makes a false representation of a material fact in the application for copyright registration provided for by section 409, or in any written statement filed in connection with the application, shall be fined not more than \$2,500.